

ASSIGNED

## APPLICATION FOR PERMIT

Serial No.

15441

## TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office DEC 10 1953  
Returned to applicant for correction \_\_\_\_\_  
Corrected application filed \_\_\_\_\_

The undersigned Mrs. Horace Agee and H. Vance Agee  
Name of applicant  
of Wells, County of Elko,  
State of Nevada, hereby make application for  
permission to appropriate the public waters of the State of Nevada, as  
hereinafter stated. (If applicant is a corporation, give date and place  
of incorporation.) \_\_\_\_\_

1. The source of the proposed appropriation is Cottonwood Creek  
Name of stream, lake, or other source
2. The amount of water applied for is 10.0 second-feet.  
One second-foot equals 40 miners' inches
3. The water to be used for Irrigation  
Irrigation, power, mining, manufacturing, domestic, or other use
4. The water is to be diverted from its source at the following point:  
S23°-48'W 1759. feet from the 1/4 corner Between Sections 25 and 36  
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land, it should be so stated.  
T. 45 N. R. 60E. M.D.B.&M. Designated on map as Diversion No. 1

## IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is 298.84
- (b) Description of land to be irrigated NW1/4NW1/4 18.71 ac; NE1/4NW1/4 18.19  
Describe by legal subdivision, or if on unsurveyed land it should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.  
SW1/4NW1/4 36.82; SE1/4NW1/4 37.70; NW1/4SW1/4 1.17; NE1/4SW1/4 10.18; NW1/4NE1/4 6.62;  
SW1/4NE1/4 39.40; NE1/4NE1/4 1.94; SE1/4NE1/4 39.66; NW1/4SE1/4 24.83; NE1/4SE1/4 5.59 all  
in Sec. 31: SW1/4NW1/4 26.85; SE1/4NW1/4 5.32; NW1/4SW1/4 10.05; NE1/4SW1/4 15.81 acres  
all in Sec. 32 T. 45N R. 61 E. M.D.B.&M.
- (c) Use will begin about Apr. 1 and end about Oct. 1, of each year.  
Month Month

## IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION

- (d) Power to be developed is \_\_\_\_\_ horsepower.
- (e) Place of use \_\_\_\_\_  
Give location of place of use by legal subdivision
- (f) Point of return of water to stream \_\_\_\_\_  
Describe in same manner as point of diversion
- (g) State number and kinds of animals to be watered \_\_\_\_\_
- (h) Use will begin about \_\_\_\_\_ and end about \_\_\_\_\_, of each year.  
Month Month
- (i) Remarks The above described point of diversion and ditch therefrom  
have been in use for many years.

# DESCRIPTION OF PROPOSED WORKS

Dam has been constructed and in use for many years consists of earth, State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water rock, posts, poles hay and manure. Ditch also constructed many years ago. is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works
6. Estimated time required to construct works
7. Remarks This "Application" is being filed to complete the record and in compliance with the Salmon River Settlement Agreement of May 20, 1952. The total acreage on Cottonwood Creek is not to exceed 500. acres.

s/ Mrs. Horace Agee  
s/ H. Vance Agee, Applicant.

By s/ H. Vance Agee

Compared R.P.-D.R.

This sheet inspected, Engineer.

## APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 10.0

cubic feet per second, and not to exceed a yearly duty of 4 acre-feet per acre of land irrigated.

Actual construction work shall begin on or before October 28, 1954

Proof of commencement of work shall be filed before November 28, 1954

Work must be prosecuted with reasonable diligence and be completed on or before October 28, 1955

Proof of completion of work shall be filed before November 28, 1955

Application of water to beneficial use shall be made on or before

October 28, 1959. Proof of the application of water to beneficial

use must be filed with State Engineer on or before November 28, 1959

WITNESS MY HAND AND SEAL this 28th day

Proof of commencement of work filed NOV 29 1954

Proof of Completion of work filed of April, 1954

PROOF OF BENEFICIAL USE FILED FEB 1 1960

CERTIFICATE No. 5072 ISSUED 12/30/60 for 10.0 cfs for

RECORDED 116/6.1

BK. 10

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HUGH A. SHAMBERGER

State Engineer.

By

EDMUND MUTH

Assistant State Engineer

COUNTY RECORDER

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